

PATENT APPLICATION

NOTICE OF APPEAL FROM THE EXAMINER
TO THE PATENT BOARD OF APPEALS AND INTERFERENCES

Applicants : Scott R. Presnell, Wayne R. Kindsvogel
Serial No. : 10/806,294
Filed : March 22, 2004
For : NOVEL CYTOKINE ZCYTO18
Examiner : O'Hara, E.
Art Unit : 1646
Docket No. : 99-106C1
Date : September 12, 2008

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

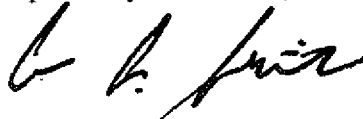
Sir:

If the Examiner deems the accompanying Amendment under 37 C.F.R. § 1.116 does not place the application in condition for allowance, Applicant(s) hereby appeal(s) to the Board of Appeals and Interferences the decision of the Primary Examiner dated April 15, 2008 (Final Office Action) and July 9, 2008 (Advisory Action).

- ☒ A Petition to extend time to respond is enclosed.
- ☒ The filing fee for this Notice of Appeal is \$510.00
- ☒ Applicant claims small entity status under 37 CFR 1.27. Therefore, the fee shown above is reduced by half; and the resulting fee is: \$255.00

The fees will be paid on-line via the USPTO EFS.

Respectfully Submitted,



Aaron A. Schützer
Registration No. 60,106

Customer No. 10117
ZymoGenetics, Inc.